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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

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BOB STUMP

AZ CORP COMMISSION
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IN THE MATTER OF THE APPLICATION OF
GLOBAL WATER – PICACHO COVE UTILITIES
COMPANY FOR AN EXTENSION OF ITS
EXISTING CERTIFICATE OF CONVENIENCE
AND NECESSITY.

DOCKET NO. SW-20494A-09-0016

IN THE MATTER OF THE APPLICATION OF
GLOBAL WATER – PICACHO COVE WATER
COMPANY FOR AN EXTENSION OF ITS
EXISTING CERTIFICATE OF CONVENIENCE
AND NECESSITY.

DOCKET NO. W-20495A-09-0016

**PROCEDURAL ORDER SETTING A
HEARING**

BY THE COMMISSION:

On January 16, 2009, Global Water – Picacho Cove Utilities Company (“Picacho Utilities”) and Global Water – Picacho Cove Water Company (“Picacho Water”)(collectively “Global Utilities”) jointly filed with the Arizona Corporation Commission (“Commission”) an application for approval of an extension of their respective Certificates of Convenience and Necessity (“CC&Ns”). The application requests approval to extend the respective CC&Ns to include approximately 2,295 acres.

On February 11, 2009, the Commission’s Utilities Division (“Staff”) filed a Sufficiency Letter in this docket stating that Global Utilities’ application had met the sufficiency requirements as outlined in the Arizona Administrative Code (“A.A.C.”).

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that the **hearing** in the above-captioned matter shall commence on **April 22, 2009, at 10:00 a.m.**, or as soon thereafter as is practicable, at the Commission’s offices, 1200 West Washington, Room 100, Arizona 85007.

IT IS FURTHER ORDERED that Picacho Utilities and Picacho Water shall provide public notice of the hearing in this matter, in the following form and style with the heading in no less than

12-point bold type and the body in no less than 10-point regular type:

**PUBLIC NOTICE OF HEARING ON THE JOINT APPLICATION OF
GLOBAL WATER – PICACHO COVE UTILITIES COMPANY AND
GLOBAL WATER – PICACHO COVE WATER COMPANY FOR APPROVAL
TO EXTEND THEIR RESPECTIVE CERTIFICATES OF CONVENIENCE
AND NECESSITY IN PINAL COUNTY.
DOCKET NOS. SW-20494A-09-0016 AND W-20495A-09-0016**

On January 16, 2009, Global Water – Picacho Cove Utilities Company (“Picacho Utilities”) and Global Water – Picacho Cove Water Company (“Picacho Water”)(collectively “Global Utilities”) jointly filed an application with the Arizona Corporation Commission (“Commission”) for approval to extend their respective Certificates of Convenience and Necessity (“CC&Ns”) to include approximately 2,295 acres in Pinal County. The Commission’s Utilities Division Staff (“Staff”) has not yet made a recommendation regarding the application, and the Commission is not bound by the proposals made by Global Utilities, Staff or any intervenors. The Commission will issue a Decision regarding the application following consideration of testimony and evidence presented at an evidentiary hearing. A copy of the application is available at Global Utilities offices [insert addresses] and at the Commission’s offices at 1200 West Washington Street, Phoenix, Arizona, for public inspection during regular business hours, and on the internet via the Commission website (www.azcc.gov) using the e-docket function.

The Commission will hold a hearing on the application on **April 22, 2009, at 10:00 a.m.**, at the Commission’s offices, in Hearing Room 100, 1200 West Washington Street, Phoenix, Arizona. Public comments will be taken on the first day of the hearing. Written public comments may be submitted by mailing a letter referencing Docket Nos. W-20494A-09-0016 and W-20495A-09-0016 to Arizona Corporation Commission, Consumer Services Section, 1200 West Washington, Phoenix, AZ 85007, or via e-mail.

For a form to use and instructions on how to e-mail comments to the Commission, go to http://www.azcc.gov/divisions/utilities/forms/public_comment.pdf. If you require assistance, you may contact the Consumer Services Section at 1-800-222-7000 or 602-542-4251.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Any person or entity entitled by law to intervene and having a direct and substantial interest in the matter will be permitted to intervene. If you wish to intervene, you must file an original and 13 copies of a written motion to intervene with the Commission no later than **March 30, 2009**, and send a copy of the motion to the Global Utilities or their counsel and to all parties of record. Your motion to intervene must contain the following:

1. Your name, address, and telephone number and the name, address, and telephone number of any party upon whom service of documents is to be made, if not yourself;
2. A short statement of your interest in the proceeding (e.g., a customer of Global Utilities, etc.); and

3. A statement certifying that you have mailed a copy of the motion to intervene to the Global Utilities or their counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before **March 30, 2009**. If representation by counsel is required by Rule 31 of the Rules of the Arizona Supreme Court, intervention will be conditioned upon the intervenor's obtaining counsel to represent the intervenor. For information about requesting intervention, visit the Commission's website at <http://www.azcc.gov/divisions/utilities/forms/interven.pdf>. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and providing public comment on the applications or from filing written comments in the record of the case.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator Shaylin Bernal, E-mail Sbernal@azcc.gov, voice phone number 602/542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that Picacho Utilities and Picacho Water shall **mail** to all property owners in the proposed extension area a copy of the above notice and shall cause the above notice to be published at least once in newspaper of general circulation in the proposed extension area, with **publication and mailing** to be completed no later than **March 9, 2009**.

IT IS FURTHER ORDERED that Picacho Utilities and Picacho Water shall **file certification of mailing and publication** as soon as practicable after mailing/publication has been completed, but not later than **March 31, 2009**.

IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing/ publication, notwithstanding the failure of an individual customer to read or receive the notice.

IT IS FURTHER ORDERED that the **Staff Report** and associated exhibits, available at the time the Staff Report is filed, to be presented at hearing shall be reduced to writing and filed on or before **March 20, 2009**.

IT IS FURTHER ORDERED that any objections to the Staff Report shall be reduced to writing and filed on or before **April 13, 2009**.

IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before **March 30, 2009**.

1 IT IS FURTHER ORDERED that any objections to any Motions to Intervene shall be filed on
2 or before **April 13, 2009**.

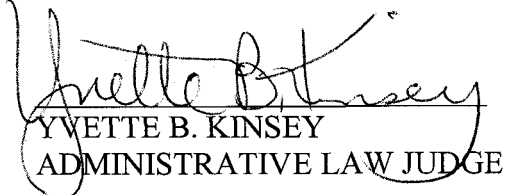
3 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
4 Communications) applies to this proceeding as the matter is now set for public hearing, and shall
5 remain in effect until the Commission's Decision in this matter is final and non-appealable.

6 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules
7 of the Arizona Supreme Court and A.R.S. §40-243 with respect to the practice of law and admission
8 *pro hac vice*.

9 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
10 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
11 Rules of the Arizona Supreme Court). Representation before the Commission includes the obligation
12 to appear at all hearings, procedural conferences, Open Meetings for which the matter is scheduled
13 for discussion, unless counsel has previously been granted permission to withdraw by the
14 Administrative Law Judge or Commission.

15 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
16 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

17 DATED this 23rd day of February, 2009.

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20 YVETTE B. KINSEY
21 ADMINISTRATIVE LAW JUDGE

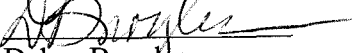
22 Copies of the foregoing mailed
23 this 23rd day of February, 2009, to:

24 Michael W. Patten
25 ROSHKA, DEWULF & PATTEN PLC
26 One Arizona Center
27 400 E. Van Buren, Suite 800
28 Phoenix, AZ 85004
Attorneys for Global Water – Picacho Cove
Utilities Company and Global Water – Picacho
Cove Water Company

1 Janice Alward, Chief Counsel
2 Legal Division
3 ARIZONA CORPORATION COMMISSION
4 1200 West Washington Street
5 Phoenix, Arizona 85007

6 Ernest G. Johnson
7 ARIZONA CORPORATION COMMISSION
8 1200 West Washington Street
9 Phoenix, Arizona 85007

10 ARIZONA REPORTING SERVICE, INC.
11 2200 North Central Avenue, Suite 502
12 Phoenix, AZ 85004-1481

13 By: 
14 Debra Broyles
15 Secretary to Yvette B. Kinsey
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